

March 7, 2005

ORS

0 9 2005

Charles L. A. Terreni, Esquire Chief Clerk/Administrator The Public Service Commission of South Carolina P. O. Drawer 11649 Columbia, South Carolina 29211

RE: Docket No. 2004-219-E

Dear Mr. Terreni:

In response to the Commission's letter to Mrs. Weaver requesting additional information regarding her medical situation, it appears that the only information Mrs. Weaver has provided is a two page document from Alan Green at the Duke Cancer Center. As a result, I called Mr. Green to ask whether he authored this two page document. He stated that the Weavers authored it and asked him to fax it to the Commission. He stated that the medical information is accurate, however, he also stated that the Weavers did not tell him that it was in response to a request from the Commission. He was not aware that the Commission had asked for such information. As is obvious from reading the two page document, it does not answer several of the questions posed by the Commission in its letter. It is also interesting that paragraph 6 of the two page document, which is in all upper case (Mr. Green stated that that is how the Weavers wanted it written), suggests that Duke Hospital's regulations prohibit any additional disclosures. As we all know, this is not the case, a patient can consent to the disclosure of whatever medical information she wants.

While Progress Energy Carolinas, Inc. ("PEC") fully understands that in light of this document the March 10 hearing will probably be postponed, it would be helpful to all parties involved if Mrs. Weaver would answer the questions posed by the Commission because at this point all we know is that she is undergoing radiation treatment for a carcinoma. Thus, in order to evaluate any future requests for extensions of time PEC asks that the Commission continue to seek from Mrs. Weaver the following information:

- 1. The exact nature of the "carcinoma";
- 2. The date and nature of the surgery associated with such "carcinoma";
- 3. The type of treatment and duration of the treatment to be performed in Durham, North Carolina;
- 4. The facility to be used for convalescent purposes in Arizona, including but not limited to the address and name of the facility and the services it will provide and the dates Mrs. Weaver will be receiving treatment in the Arizona facility.

Very truly yours

Len S. Anthony

Deputy General Counsel-Regulatory Affairs

cc: Mrs. Beatrice Weaver 221671

Progress Energy Service Company, LLC

P.O. Box 1551 Raleigh, NC 27602